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1 JEFFREY M. VETTER
2 CHAPTER 7 TRUSTEE
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(661) 809-6806

4
5 IN THE UNITED STATES BANKRUPTCY COURT
6
7 EASTERN DISTRICT OF CALIFORNIA

8 In re:
9 TERRY AND LIBBY BEEBE

10 Debtor(s).

Case No: 10-16663-B-7
Chapter 7
DC No. JMV-2

11
12 APPLICATION FOR ORDER
13 AUTHORIZING TRUSTEE TO
SELL PERSONAL PROPERTY AT
PUBLIC AUCTION

14 Date: September 30, 2010
15 Time: 10:00 am
16 Place: U.S. Bankruptcy Court
1300 18th Street, Suite A
Bakersfield, California
17 Judge: W. Richard Lee

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19 By way of the *Application for Order Authorizing Trustee to Sell Personal Property at*
20 *Public Auction Sale*, Jeffrey M. Vetter, Chapter 7 Trustee, respectfully represents:

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22 1. Terry and Libby Beebe, ("Debtors") filed for relief under Chapter 7 on June 14,
23 2010. Jeffrey M. Vetter ("Trustee"), is the duly qualified, appointed, and acting trustee in the
24 Chapter 7 case filed by Debtors.

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1 2. The assets of the estate include a 2009 Nissan Altima (“Personal Property”),
2 which the Trustee desires to sell at public auction.

3 3. The trustee must liquidate the Personal Property for the benefit of the creditors.
4 Based on the Trustee’s experience, the Trustee believes that he will obtain the best and highest
5 net recovery to this estate by selling the Personal Property at a public auction through the
6 employment and services of a licensed auctioneer.

7 4. The Trustee entered in to an agreement with Jerry Gould of Gould Auction and
8 Appraisal Company (“Auctioneer”), to advertise, manage, and conduct the auction. Jerry Gould
9 is the owner and operator of Gould Auction & Appraisal Company and is authorized to review
10 this application and agree to the terms and conditions contained herein. The date for the public
11 auction sale is October 23, 2010, and will be held at 1731 Arts Street, Bakersfield, California

12 5. The Trustee filed a separate Application of Trustee for Order Authorizing
13 Employment of Auctioneer, which describes in detail the proposed compensation to be paid to
14 Auctioneer. In summary, the Trustee proposes that the fees for professional services rendered by
15 Auctioneer will not exceed 15% of the gross proceeds of the suction plus a one-time
16 reimbursement of \$100.00 for the pick up and storage of the Personal Property. Additionally,
17 Auctioneer may be reimbursed up to \$100.00 for extraordinary expenses he incurs for repair of
18 the Personal Property to ready it for sale.

19 6. The Trustee believes that a sale of the Personal Property at public auction is in the
20 best interest of the estate because (a) it would be inefficient for the Trustee to search for buyers;
21 (b) it allows the Trustee to liquidate all the Personal Property in a short period of time.

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WHEREFORE, Trustee prays that:

1. The *Application for Order Authorizing Trustee to Sell Personal Property at Public Auction* filed by Jeffrey M. Vetter, Chapter 7 Trustee be granted;

4 The Trustee be authorized to sell the Personal Property of the estate at public auction;

5 2. The Trustee be authorized to pay Gould Auction and Appraisal Company from
6 the proceeds received from the public auction pursuant to the terms and conditions set forth in
7 the *Order Authorizing Employment of Auctioneer*;

3. The Trustee is given such other relief as the Court deems just and proper.

Executed this 24 day of September, 2010 at Bakersfield, California.

~~Jeffrey M. Vetter
Chapter 7 Trustee~~

E-Filed by: Jeffery M. Vetter
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